

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Airman Basic ANDREW A. TOPP
United States Air Force**

ACM S30775

30 September 2005

Sentence adjudged 10 November 2004 by SPCM convened at Keesler Air Force Base, Mississippi. Military Judge: W. Thomas Cumbie (sitting alone).

Approved sentence: Bad-conduct discharge and confinement for 7 months.

Appellate Counsel for Appellant: Lieutenant Colonel Mark R. Strickland, Major L. Martin Powell, and Captain Kimberly A. Quedensley.

Appellate Counsel for the United States: Lieutenant Colonel Gary F. Spencer.

Before

**ORR, JOHNSON, and JACOBSON
Appellate Military Judges**

PER CURIAM:

The approved findings and sentence are correct in law and fact, and no error prejudicial to the substantial rights of the appellant occurred. Article 66(c), UCMJ, 10 U.S.C. § 866(c); *United States v. Reed*, 54 M.J. 37, 41 (C.A.A.F. 2000). Accordingly, the approved findings and sentence are

AFFIRMED.

OFFICIAL

**ANGELA M. BRICE
Clerk of Court**